

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
BILLINGS DIVISION

**FILED**

MAY - 1 2015

Clerk, U.S. District Court  
District Of Montana  
Billings

LAURA HETU,

Plaintiffs,

vs.

CHARTER COMMUNICATIONS,  
LLC, and AMY LANE and JOHN  
DOES 1-10,

Defendants.

CV 14-15-BLG-SPW

OPINION and ORDER

Before the Court are United States Magistrate Judge Carolyn Ostby's Findings and Recommendations filed on April 6, 2015. In the Findings and Recommendations, Judge Ostby recommends that this Court grant Defendant Charter Communications, LLC's ("Charter") motion for partial dismissal (doc. 15) and grant Defendant Amy Lane's motion to dismiss (doc. 27) in part and deny it in part.

Pursuant to 28 U.S.C. § 636(b)(1), the parties were required to file written objections within 14 days of the filing of Judge Ostby's Findings and Recommendations. No objections were filed. When neither party objects, this Court must still review Judge Ostby's conclusions for clear error. Clear error exists if the Court is left with a "definite and firm conviction that a mistake has

been committed.” *United States v. Syrax*, 235 F.3d 422, 427 (9th Cir. 2000). After reviewing the Findings and Recommendations, this Court does not find that Judge Ostby committed clear error.

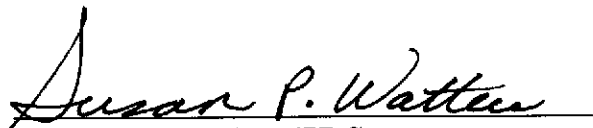
Accordingly, IT IS HEREBY ORDERED:

1. Judge Ostby’s Findings and Recommendations (Doc. 33) are ADOPTED IN FULL.

2. Defendant Charter’s Motion for Partial Dismissal (Doc. 15) is GRANTED, and Counts 1, 2, 3, and 5 against Charter are dismissed.

3. Defendant Lane’s Motion to Dismiss (Doc. 15, 27) is GRANTED with respect to Counts 1, 2, 3, and 5 and DENIED with respect to Count 4.

DATED this 15<sup>th</sup> day of May 2015.

  
SUSAN P. WATTERS  
United States District Judge